

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROBERT PORTER, )  
Plaintiff, ) Civil Action No. 04 - 1228  
v. ) Judge Thomas M. Hardiman /  
A. KING, Correction Officer; ORENBAUN, ) Magistrate Judge Lisa Pupo Lenihan  
Correction Officer; CONNOR, Correction )  
Officer; MARK CAPOZZA, Unit Manager; )  
DURCO, (Sergeant); LIEUTENANT BALL; )  
and SERGEANT NEGLEY, )  
Defendants. )

**ORDER**

Plaintiff, Robert Porter, a prisoner at S.C.I. Camp Hill, submitted a Motion to Amend the Caption (Doc. No. [64]) on April 6, 2007, requesting that the Defendant originally named in the complaint as "THE LIEUTENANT" be changed to 'LIEUTENANT BALL". The Plaintiff had filed a Motion to file an Amended Complaint (Doc. No. 50) on March 20, 2007, which the Court interpreted as a motion to amend the caption. The Court entered an Order (Doc. No. [60]) on March 29, 2007, granting the motion and ordering the Clerk of Court to make the exact change in the caption that Plaintiff requests in this immediate motion. A current copy of the docket will be attached to this order so that Plaintiff will be aware of how the current caption reads. Therefore,

**IT IS ORDERED** this 6th day of April, 2007, that Plaintiff's Motion to Amend the Caption (Doc. No. 64), is **DENIED** as moot.

**IT IS FURTHER ORDERED** that the parties are allowed ten (10) days from this date to appeal this order to a district judge pursuant to Local Rule 72.1.3 B. Failure to appeal within ten (10) days may constitute waiver of the right to appeal.

s/Lisa Pupo Lenihan

Lisa Pupo Lenihan  
U.S. Magistrate Judge

cc: ROBERT R. PORTER  
DU-6434]  
SCI Camp Hill  
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Counsel of record.